

EX PARTE OR LATE FILED

Federal Communications Commission Washington, D.C. 20554

MAY 2 0 1996

DOCKET FILE COPY ORIGINAL

The Honorable Anna G. Eshoo U. S. House of Representatives 308 Cannon House Office Building Washington, D.C. 20515-0514

DOCKET FILE COST OFFICE

Dear Congresswoman Eshoo:

Thank you for your letter of May 1, 1996, on behalf of your constituent, John F. McMullen, regarding the Commission's decision to freeze acceptance of paging applications. Mr. McMullen expresses concern that the suspension of processing of paging applications will adversely affect small businesses that provide paging services.

The Commission is currently conducting a rulemaking proceeding that proposes to transition from licensing paging frequencies on a transmitter-by-transmitter basis to a geographic licensing approach, using auctions to award licenses where there are mutually exclusive applications. In conjunction with that proceeding, the Commission initially froze processing of applications for paging frequencies. On April 23, 1996, the Commission released a First Report and Order in WT Docket 96-15 and PP Docket 93-253 which adopted interim measures governing the licensing of paging systems and partially lifted the interim freeze for incumbent paging licensees. For your convenience and information, enclosed is a copy of the Press Release concerning the First Report and Order, which includes a summary of the principal decisions made. Specifically, small and medium sized incumbent paging companies will be permitted to expand their service areas if the proposed new site is within 65 kilometers (40 miles) of an authorized and operating site. These interim rules will remain in effect until the Commission adopts final rules in the paging proceeding.

Thank you for your inquiry.

Sincerely,

David L. Furth

Chief, Commercial Wireless Division Wireless Telecommunications Bureau

Enclosure

Mal of Capies rec'd List 13005 WASHINGTON OFFICE

308 CANNON BUILDING WASHINGTON, DC 20515-0514 (202) 225-8104 annagram@hr.house.gov http://www-eshoo.house.gov/

DISTRICT OFFICE

698 EMERSON STREET PALO ALTO, CA 94301 (415) 323-2984 (408) 245-2339

May 1, 1996

Anna 6. Eshoo 14th District, California

Congress of the United States

House of Representatives

Washington, **BC** 20515-0514

COMMITTEE ON COMMERCE

SUBCOMMITTEES:
TELECOMMUNICATIONS AND FINANCE
OVERSIGHT AND INVESTIGATIONS

REGIONAL WHIP

CO-CHAIR, MEDICAL TECHNOLOGY CAUCUS

> proposing 2261

Federal Communications Commission 1919 M St. NW Washington, D.C. 20554

To Whom IT May Concern:

I am forwarding the enclosed constituent letter from the 14th District of California to you because the issues discussed can be more adequately answered by your staff. I appreciate any information or assistance you can forward to my constituent.

Should you have any specific concerns or questions regarding this request, please contact Ken Kero of my staff at (202) 225-8104.

Thank you for your time and attention to this matter.

Sincerely,

Anna G. Eshoo Member of Congress

AGE:lar Enclosure

2027284

April 4, 1996

The Honorable Anna G. Eshoo United States House of Representatives Washington, DC

Dear Representative Eshoo;

The FCC has recently imposed a freeze on new paging licenses when they issued a Notice of Proposed Rulemaking on recommended changes to paging licensing rules.

This proposal significantly affected our company's sales forecast and in turn the price of our company's stock. This wouldn't be so significant if the employee's retirement weren't tied up in this stock. We lost a great deal of our retirement due to this FCC proposal.

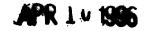
Our business is in Northern California, which has lost many jobs in recent times, and this ruling hurts the economic recovery in the area. I work for Western Multiplex Corp. in Belmont, a wholly owned subsidiary of Glenayre Technologies.

I encourage you to do whatever you can to influence the FCC to lift this freeze. I would very much appreciate any effort you make in this matter.

Respectfully,

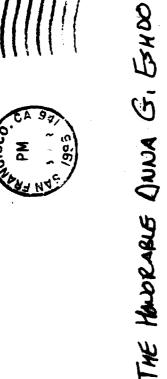
John F. McMullen

P.S. I would like to take this opportunity to thank you and your staff for making our trip to Washington, last May, a very wonderfull experience.



John & Susan McMullen 845 Somerset Court San Carlos, CA 94070





WASHINGTON, D.C. 20515-0514

1505 LONGWORTH BUILDING